

RESTRICTION IS SOON TO BE REMOVED

Bathing at Waikiki Will Shortly Be Allowed Again.

CAUTION NEEDFUL

President of Board of Health Announces His Plans.

While strongly and justifiably condemning these persons who have publicly urged disregard of the prohibition of bathing at Waikiki, E. A. Mott-Smith, president of the board of health, announced yesterday that the restriction may be removed within a short time. He stated, however, that those who have infringed the regulations will be prosecuted.

Mr. Mott-Smith returned yesterday from his country place at Waiālae, where he went to obtain privacy and quiet while he formulated plans concerning the vast amount of work which now confronts the board of health. To use his own words: "I went down there to take an inventory and get a birdseye view of the board of health." When seen yesterday afternoon he said:

"The board of health is now considering the lifting of the restrictions, or some of them, imposed during this outbreak of cholera. It has, in fact, had it under consideration since six days after the outbreak of the last case, which was thirteen days ago.

Matter of Precaution.
"Some action will probably be taken in the next two or three days, more particularly with reference to bathing. There has been considerable complaint against the restriction on bathing and undoubtedly some hardship was created by it. The difficulty is that it costs the Territory less and the community less as well, to stop people from going in bathing than it would cost if one rather unfortunately took cholera.

"To raise a restriction of that sort requires very serious thought for that reason. Our experience with this last outbreak has called for the exercise of a great deal of caution. Undoubtedly this last outbreak was through the reopening of the pool shops which came about through the termination of the restriction which closed the pool shops during the former trouble.

Work Hand in Hand.
"The United States Marine Hospital Service has received instructions from Washington to raise the inter-island quarantine. In the handling of contagious diseases the marine hospital service has marine jurisdiction, that is as to outside quarantine; the board of health has jurisdiction as to internal quarantine on the same matter. Necessarily they work hand in hand. In suppressing contagious disease the services work together, the one with reference to the other.

"The territorial board of health can not afford to do any act which would cause the public health and marine hospital service to lose confidence in its judgment or method of doing things. I asked Doctor Ramus, head of the public health and marine hospital service, to ascertain what action, if any, that service in Washington intends to take with regard to raising the outgoing quarantine—that is, the quarantine imposed against persons and articles destined for the Pacific Coast. Upon his ascertaining such attitude will necessarily depend a good deal of the action of the territorial board of health in raising the local restrictions.

Board Resists Pressure.
"Thus far, as I have stated, the public health and marine hospital service has raised only the inter-island quarantine. In matters of this sort the territorial board of health depends not only upon the action of that service, but also upon the advice of that service, as well as upon its own knowledge and convictions, and notwithstanding complaints and infringements, or threatened infringements, of territorial regulations. In other words, in the exercise of its duty it has to depend upon its own convictions and knowledge and the advice and cooperation of the marine hospital service, no matter what pressure is brought against it.

"At the same time the board regrets as much as anybody else the necessity of having or continuing restrictions; but that fact can not be taken into consideration in arriving at its conclusions, because it is not inconceivable which is at stake, but life and property. If anybody breaks the regulations we shall prosecute them. We made such a restriction for the protection of public health." (Continued on Page Eight.)

HANDS PROPERTY TO RELATIVES

PETER C. JONES FILES DEEDS OF GIFT TO VALUABLE POSSESSIONS.



PETER C. JONES, Who Yesterday Gave Away Parcels of Valuable Real Estate.

Peter C. Jones, one of Honolulu's best known capitalists and philanthropists, is giving away to relatives an important part of his valuable land holdings. He caused to be placed on record in the bureau of conveyances yesterday four deeds of gift to property, the only consideration in each instance being "one dollar and love and affection."

The first deed states that Peter C. Jones, Ltd., conveys to Alice Hall Jones Lewis, a daughter, three lots of land, with all buildings and furniture, up in Nuuanu Valley.

The corporation also conveys to E. Austin Jones, a grandson of Peter C. Jones, a portion of lot 4, block 12, College Hills tract, 18,135 square feet, and buildings thereon.

To Belle E. Jones, widow of Peter C. Jones' late son, is conveyed 17,244 square feet on Kuakini street, in the Nuuanu section, with buildings occupied by Peter C. Jones as a residence. Another conveyance is to Ada Jones Gentry, wife of Alonzo Gentry, of 112½ acres in Kalahepa, Kailahi.

In each conveyance it is stated that the corporation, by direction of Peter C. Jones, who holds the entire capital stock of the grantor, is authorized and directed to make the conveyance "in consideration of love and affection for the grantee."

VOLNEY DRIVER IS DISMISSED BY THE NAVY DEPARTMENT

Volney Driver, who was one of the principals in the Fort street shooting scrape several months ago, when both he and W. McQuaid were wounded, has been dismissed from service with the United States Government.

About the time of the shooting scrape Driver was employed as an inspector for the navy department at Pearl Harbor, inspecting dredging work.

After his arraignment for shooting McQuaid, at which he pleaded guilty and was fined \$700, the matter was referred to Washington, and after being passed upon by the legal department of the government the authorities were notified that under the circumstances Driver must be dropped as an employee, and under the regulations he can not become eligible for any other civil service position.

Driver left for the mainland on leave of absence a short time ago, or about the time that Mr. McQuaid fled suit for divorce against Mrs. McQuaid.

LUTHER EVANS SUCCEEDS PRINGLE AS DEPUTY INTERNAL REVENUE COLLECTOR

Luther A. K. Evans is now deputy collector-gauger for the collection district of Hawaii, vice C. D. Pringle, who resigned yesterday afternoon and who will leave for Vancouver on the Marana, May 23.

Pringle entered the service on May 8, 1905, as a United States storekeeper-gauger. He stayed seven years in that position and was appointed deputy June 23, 1910, so that he held the office less than one year. Evans, his successor, has been on the unassigned list in the department for some time. He was assistant clerk of the house during the recent session of the legislature and gave much satisfaction.

GARRISON CITY FOR HONOLULU

Leilehua to Be Made Summer Camp for Maneuvers.

NEW MILITARY PLANS

Troops to Be Quartered in Barracks Near Capitol.

Leilehua is to be the great summer maneuvering camp for all the troops which are to be stationed on the Island of Oahu, while Schofield Barracks will dwindle to a mere garrison, instead of becoming the great brigade post proposed under the original plans of the war department.

Confirmation of this radical change in the future of Schofield Barracks was received from Washington, as well as other mainland sources, in the mail arriving here on the Sierra.

That there will be little hope of the Territory erecting a hundred thousand dollar national guard armory on the "drilled lot" is confirmed also, in the information that with the abandonment of the ambitious plans for a great Leilehua army post will be the development of the greatest barracks garrison under the American flag on the English plan on the "drilled lot."

For Six Regiments.
The latter plan may lead to the acquisition by the war department of the greater part of the block of which the "drilled lot" forms a portion, in order that barracks for the housing of six regiments of infantry may be constructed.

To quarter six regiments would necessitate the building of barracks almost the entire length of the block, one on each side of the square, leaving a large open space between the four buildings, which may be two, three or four stories in height. The officers, under these circumstances, would receive commutation of quarters, enabling them to live wherever they could find suitable residences, exactly as the marine corps officers do at present. The marine barracks station is used only for the housing of the enlisted men, the officers living in various portions of the town, each being allowed commutation of quarters.

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INDICTMENT IN SIGHT

It was the general report last night that an indictment will be found by the grand jury in connection with the Hilo school investigation. The federal grand jury was in session all day at the courthouse yesterday, and is expected to report today. A number of witnesses were examined.

ARRANGING FOR SALE OF NEW BOND ISSUE

Arrangements are being made for the sale of the first installment of bonds authorized by the last legislature for the purpose of raising money to go ahead with the public works. Governor Frear stated yesterday that he presumed someone would have to go East in connection with the matter. It has not been decided who this will be.

Bonds to the amount of \$1,500,000 are to be sold out of the total appropriation of \$3,787,500. The plans for floating the issue and for the apportionment of the money, when it is obtained, were outlined in The Advertiser last Friday.

REBELS CAPTURE TIA JUANA CUSTOMHOUSE; CASUALTIES



SCENE IN TOWN OF TIA JUANA, Where a Battle Was Fought Yesterday.

SAN DIEGO, May 9.—After a sustained attack by a band of Mexican insurgents, led by Sam Woods, an American, the Tia Juana customhouse was captured by the rebels yesterday afternoon. The party is reported to consist of 250 revolutionists, and it is expected the battle will be renewed today in the streets of the town.

The fighting began early in the morning, and for a large part of the time was at close quarters. The rebels concentrated their fire on the customhouse and drove out the federals, in their turn taking possession of the deserted building. A number of casualties are reported.

During the morning attack two Americans, who were prisoners in the town jail, escaped from the building



OLD CUSTOMHOUSE, Captured by Rebels.

and made a dash for liberty. The federal soldiers fired upon them and one was killed and the other wounded.

Many of the inhabitants of the town have fled across the border to this city.

HOW CASH WILL GO ON BELT ROAD

ENGINEER GERE GIVES FACTS AND FIGURES FOR THE \$200,000.

That the building of the belt road will use up all of the \$200,000 loan appropriation, when it becomes available, is the opinion of City Engineer Gere. At the present time there are thirty-six and a quarter miles of road still to be made, the cost of which will run from about \$5000 a mile to \$7500, according to the country over which the road is to be made.

During the term of this board of supervisors there has been very little actual road making done, the money having been spent in repairing and oiling the existing road. Three quarters of a mile has been made at Kahana and another three-quarters of a mile has been macadamized. The work of cutting the new track at the Waimea bridge is also being carried out and several lengths of new road have been surveyed.

"Although this board has not done much in the way of constructing new roads," said Gere, "it has taken up the work that has been neglected by the two previous boards and which as a consequence has cost the county thousands of dollars. For the last four years I have been trying to get enough money for maintenance, but the members of the board were all for making new pieces. They could point to these as their work, but when the money is eaten up with patching and oiling there is not much to show for it." (Continued on Page Eight.)

KALIHITES WANT THEIR SCHOOLHOUSE

Kalihi-kai does not intend to be overlooked when it comes to the spending of the loan fund money, and is already, through its active sons, bringing pressure to bear upon the various departments to see that the eight thousand appropriated for its two-room school is used in the right way as soon as available. Members of the Kalihi-Palama Improvement Club have interviewed the Governor, the superintendent of public works and the superintendent of education in the matter, and announce themselves ready to keep on interviewing until something is done to make it easier for their children's education.

As a first result, Superintendent Pope has written to Commissioner Marston Campbell, asking the latter to effect a trade of some sort whereby two acres of Bishop Estate or Kapiolani Estate land may be turned over to the government as a school site.

At the present time there are in the neighborhood of ninety children in the district, forty of whom have to travel for their schooling to Kaili-waena, Kailani and Kahanu, the others attending the temporary school running in the Kalihi church building, under charge of a single teacher. The Kalihiites point out that they are as a rule poor folks, who can not afford street car fare for their children, and that to have the little ones walk from the beach to the nearest school, at Kaili-waena, is imposing on the strength of the little ones.

The improvement club is to have a mass meeting this evening, at which the city fathers are expected to be present and tell what is to be expected in the way of road work in the district.

BIG BROTHERS TO START WORK HERE

ST. ANDREW'S MEN'S CLUB WILL WORK FOR CHILDREN'S GOOD.

Following on a short address given by Judge Whitney on the juvenile question in Honolulu, the members of the Men's Club of St. Andrew's Cathedral pledged themselves to take up the "Big Brother" movement and as a start are to take charge of one juvenile each. Bishop Restarick also intimated that he was endeavoring to get the (Continued on Page Eight.)

THIS PAKE HAS OIL ON THE BRAIN

An excited Chinaman, giving his name as Chong Wo, dashed into The Advertiser office yesterday with the startling information that he had struck a coal oil spring at Waiālae, at a depth of thirty-three inches. To prove it, he slid a beer bottle full of water from under his blouse and exhibited one of J. Oswald Luttet's oil stock circulars, printed in Chinese. His greatest fear is that Hackfeld & Co., should become aware of the existence of the spring and nip his Rockefeller aspirations in the bud.

Chong Wo, for whom by the way the police are looking to see whether the wheels have not had an overdose of kerosene, imparts the news that his spring is yielding anywhere from ten thousand to eighty thousand tins of refined oil every twenty-four hours and that the stock is bound to go to par, so say now. The bottle of water, which is his exhibit A, only requires "medicine" to show itself the finest kind of illuminating material. Manager Goodale of Waiālae has been testing the quality of the oil, having drunk "mebbe forty, mebbe fifty cups."

When the police locate the kerosene proprietor, he will probably be given a dash test before the commission of insanity.

TALK TO EACH OTHER 2000 MILES APART

NEW YORK, May 9.—For the first time in history the human voice has been carried for a distance of 2000 miles, establishing a record which a few years ago was considered an impossible feat.

A conversation was carried on over a telephone wire last night between this city and Denver. The experiment is considered a practical success.

COMMITTEE MAKES FAVORABLE REPORT

WASHINGTON, May 8.—The senate judiciary committee today made a favorable report on the nominations of A. G. M. Robertson as chief justice of Hawaii and Charles F. Clemens as United States district judge.

JUAREZ NEARLY CAPTURED BY REBELS

Five American Sight-seers Killed and Wounded.

BATTLE CASUALTIES

Customhouse Taken by Rebels—Diaz Calls Cabinet.

EL PASO, May 9.—Desperate fighting took place across the river in and around Juarez yesterday when the rebels, in spite of the armistice declared by General Francisco Madero, leader of the revolutionists, attacked Juarez in force and captured the works defending the bridge and also took the customhouse.

During the fighting the housetops and river bank in this city were crowded with spectators, who refused to keep under cover. Bullets from the battlefield flew quickly about this city and five Americans were killed and a dozen or more wounded.

Protests Against Bullets.

Colonel Steever, in command of the federal troops in this city, has lodged a formal protest with both sides across the border against firing into an American city.

So far as can be learned at this time, the casualties in the fighting in Juarez consist of thirty men killed and sixty wounded. The hospitals are filled with those suffering from bullet wounds, and many of those injured have been brought to this city.

Street Fighting.

Late yesterday afternoon the rebels entered the city of Juarez and a street fight was conducted for some time, but when darkness came on and the rebels had not made further headway they retired to their vantage ground about the bridge and in the customhouse.

The leaders of the rebels declare that when the armistice was promulgated they sent a flag of truce to Juarez, but that the bearer was shot, and that this is the real cause of attack.

Armistice Not Official.

It is now asserted that the armistice was never carried out, as General Madero is not satisfied with the reply of President Diaz to the demand that he resign, the latter having refused to resign immediately.

It is expected that at an early hour today the rebels will renew the attack on Juarez and from their vantage points, will have a better chance for success than yesterday.

Cabinet Confers.

MEXICO CITY, May 9.—President Diaz has called a meeting of his cabinet to confer on the new turn of affairs at Juarez.

FREE LIST ADOPTED BY DECISIVE VOTE; ARIZONA RECALL

WASHINGTON, May 9.—The house passed the free list yesterday by a vote of 236 to 169. Over one hundred amendments submitted by the Republicans were rejected.

The house committee on Territories submitted a report recommending that the Arizona constitution be amended by the resubmission to the people of the proposed new State of the recall feature, so far as it affects the judiciary. As it stands a judge of any State court could be recalled on petition of a percentage of voters.

The investigation into the alleged sugar combine, known as the trust, was resumed in this city yesterday.

PART OF CITY BURNS.

TOKIO, May 9.—A disastrous fire wiped out over one thousand houses in the city of Yanagata yesterday. No estimate of the loss has been made, but it is large. No casualties have thus far been reported.